



3200

525 Rec'd PCT/PTC 19 JUN 2002  
COPY PAPERS  
ORIGINALLY FILED

du #8

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Applicati n Number	10/009,044	
	Filing Date	April 20, 2002	
	First Named Inventor	STECKER, Mathias	
	Group Art Unit	3762	
	Examiner Name	To Be Assigned	
Total Number of Pages in This Submission	5	Attorney Docket Number	2447-015

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Request for Corrected Filing Receipt; copy of Filing Receipt dated May 10, 2002 (with corrections indicated); and Return Receipt Postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		



22440

PATENT TRADEMARK OFFICE

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	GOTTLIEB RACKMAN & REISMAN PC Tiberiu WEISZ Reg No 29,876
Signature	
Date	June 13, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: June 13, 2002			
Attn: OIPE - Customer Service Ctr.			
Typed or printed name	Belinda J. HUNTER	Date	June 13, 2002
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

2247-015



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : STECKER, Mathias  
Serial No. : 10/009,044  
Filing Date : April 20, 2002  
Title : OPTIMIZING COCHLEAR IMPLANT ELECTRODE  
SELECTION  
Examiner : To Be Assigned  
Group Art Unit : 3762

**RECEIVED**

AUG - 1 2002

TECHNOLOGY CENTER R3700

**COPY OF PAPERS  
ORIGINALLY FILED**

**ATTN: OIPE - Customer Service Center**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service via First Class mail service in a post-paid envelope addressed to: OIPE - Customer Service Center, Assistant Commissioner for Patents, Washington, DC 20231 on 6/13/2002.

*Belinda J. Hunter*  
HUNTER, Belinda

**REQUEST FOR CORRECTED FILING RECEIPT**

SIR:

Applicants hereby request that the *Preliminary Filing Receipt* dated May 10, 2002 (marked-up copy attached) be corrected as follows:

**APPLICANT(S)**

TO: **Ernst Ludwig VON WALLENBERG, Muelheim, GERMANY**  
FROM: Von Wallenberg, Muelheim, GERMANY  
TO: **Roland LASZIG, Umkirch, GERMANY**  
FROM: Roland Laszig, Umkirch, SWITZERLAND

## DRAWINGS

Please note that (7) sheets of drawings (Figs. 1-8) accompanied this application at the time of entering the U.S. national phase on April 30, 2002.

## TOTAL CLAIMS AND INDEPENDENT CLAIMS

Please note that this patent application filed under 37 USC §371 contains a total of (10) claims which includes (3) independent claims; and that the undersigned is not aware of any amendments having been made to the international application under PCT Articles 19, 34, or 66.

## CUSTOMER NUMBER

Please note that the customer number is **22440** for Gottlieb Rackman & Reisman PC, the attorneys of record in this case.

## REMARKS

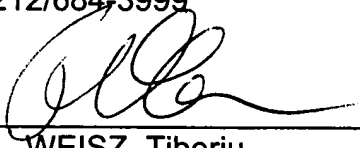
Applicants further request that the USPTO please generate a corrected filing receipt and mail it promptly to the undersigned attorneys of record at the address indicated hereinbelow.

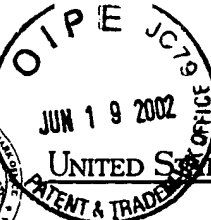
Dated: June 12, 2002  
New York, New York

Respectfully submitted,

GOTTLIEB RACKMAN & REISMAN PC  
Attorneys for Applicant  
270 Madison Avenue  
New York, New York 10016-0601  
Telephone: 212/684-3900  
Telefax: 212/684-3999

By: \_\_\_\_\_

  
WEISZ, Tiberiu  
Reg. No. 29,876


 UNITED STATES PATENT AND TRADEMARK OFFICE  
 GOTTIEB, RACKMAN & REISMAN, P.C.

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
✓ 10/009,044	✓ 04/30/2002	3762	✓ 1040	✓ 2447-015	7	18/10	2

CN 22440

Weisz, Tiberiu

Gottlieb Rackman &amp; Reisman

270 Madison Avenue

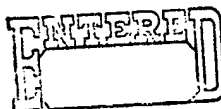
New York, NY 10016-0601

CONFIRMATION NO. 5502

## FILING RECEIPT



\*OC000000008081586\*



Date Mailed: 05/10/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Ernst Ludwig

Mathias Stecker, Soelden, GERMANY; ✓  
 Von Wallenberg, Muelheim, GERMANY; ✓  
 Norbet Dillier, Zurich, SWITZERLAND; ✓  
 Wai Kong Lai, Zurich, SWITZERLAND; ✓  
 Jochen Nicolai, Basel, SWITZERLAND; ✓  
 Roland Laszig, Umkirch, ~~SWITZERLAND~~ GERMANY ✓  
 Joachim Mueller-Delle, Kiel, GERMANY; ✓  
 Denise Cafarelli-Dees, Hants, UNITED KINGDOM; ✓

 CFB  
 by Bel  
 6/7/2002

 COPY OF PAPERS  
 ORIGINALLY FILED

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/AU00/01019 08/28/2000 ✓

## Foreign Applications

AUSTRALIA PQ 2499 08/27/1999 ✓

Projected Publication Date: Not Applicable, filed prior to November 29, 2000 ✓

Non-Publication Request: No ✓

Early Publication Request: No ✓

 RECEIVED  
 AUG - 1 2002  
 TECHNOLOGY CENTER R3700

**Title**

Optimizing cochlear implant electrode selection ✓

**Preliminary Class**607

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).